

1849-010

Lee Co.

Chancery Causes: Henry Thompson vs Elias Thompson

Baumgardner, Morgan, Sharp, Martin

1 Plat

CA - Contract Dispute
T - Property

- Deed

To the Honorable Samuel V. Hallman Judge
of the Circuit Court of Lee County
The Bill of Complaint of Henry Thompson would
respectfully represent that upon the day of
18 your orator and one Elias Thompson purchased
from the heirs of Job Crabtree two tracts of
land lying in Lee County one for two hundred &
thirty ^{acres} ~~acres~~ more or less and one for ninety five
acres more or less. These tracts lie adjoining each other
& title bond was executed to your orator and his
brother Elias for said tracts. The purchase so made
was a joint one ^{and your orator paid more than half of the} purchase money
one end of the land and his brother the said Elias
took possession of the other end. This was done by
the agreement of both parties. Your orator has
been in possession of his end of the land without
intermission for about 20 or 21 years. And has paid
his proportion of the taxes assessed upon the
same since. Your orator alleges that he and his
brother agreed to pay the taxes assessed against
the lands alternately; that is your orator paid one
alternate year and supposed that Elias had done
the same. Upon the day of April 1859 Robert Wynn
surveying brother of Job Crabtree conveyed the land
to your orator and Elias jointly. A copy of said
deed is herewith filed as part of this bill number (10)
your orator further charges that he paid his propo-
tion of the tax for transferring the said land up
Commissaries books which might be exhibited as
part hereof number (13) your orator further states
that upon the day of 18 by agreement with
the said Elias they employed John St. Shoup
to divide the land between them; but when
the time came for making said division
the said Elias refused upon some pretext or
other and the same was not divided.

Your Brother is informed that the said Elias came
triving to take advantage of your Brother refused to
pay the taxes for his years land. This procured
the land to be returned delinquent; and sold for
the non payment of taxes; and at said sale
he became the purchaser; and the ^{clerk} ~~XXV 1878~~
did not make to him; your Brother charges
that this was a fraud of the said Elias upon
his rights; he had no knowledge whatever of the
fact of delinquency sale or until after the
land had been sold; he had always paid up the
taxes for the years he was bound for under
his agreement with the said Elias

Your Brother is advised that said deed cannot
operate against his rights, being without remedy
at Law and relievable only in Equity. His
prayer therefore is that the said Elias Thompson
be made a party defendant to this suit that he be
required to answer all of its allegations truly
before said; that your Honor will decree for
him of the two tracts of land in the bill men-
tioned; that if necessary for this purpose your
Honor will annul said deed from the clerk
as fraudulent and void; and that your Honor
will decree such other and further relief as
is consistent with Equity and suited to his case
under the Commonwealths writ of Habeas Corpus
directed &c

Dorchester: H Campbell for
Compt. T.

(Ctd to July 1866) 149

Henry Thompson

Elias Thompson

1860 May 12th filed S.C. W. cont

June S.C. W. confirmed

July cont

August cont

Sept cont

Oct. cont

Term - uns filed

1860. Nov. Decr. Continued

1861. Jan. Feb. March, April &

May June & July Continued

Aug - Sept. Contd.

Oct. Nov. & Decr. Continued

1862 Jan. Feb. March, April, May

June July, Aug & Sept. Oct.

Nov. Decr. Continued

1863 Jan. Feb. Mar. April, May Contd.

June, July, Aug, Sept. Oct.

Nov. and Decr. Continued

1864 - Continued this year

1865 Continued this year also

1866. Jan. Feb. March. Continued

1866. April Set for hearing by Commissioner.

April Term, Decree appointing Commos
to make partition, and continued

Sept. Contd. for Report

1867. April Contd. for Report

Sept. Decree for conveyance

1868. April Continued

Sept. Continued

1869. April. Decree final.

Pffs cash

6.15.71

a 15.00

S- 3.10

Cont. 3.00

Comm - Partition 17.00

Comm for 2.50

6.31

To the Honorable, the Judge of the Circuit Court
of Lee County Virginia.

The answer of Elias Thompson, to the bill of
complaint of Henry Thompson, filed in this Hon-
orable Court, respectfully represents in answer to
said bill that it is not true, as stated in said bill,
that this Deft. jointly with Complt., purchased, on
the / day of 18. from the Executors of
of Job Crabtree's Estate two tracts, or one tract, or any
number of tracts of land. The true state of facts in
relation to the transaction were these. This Respon-
-dent purchased from said Job Crabtree's Executors
two tracts of land, - the same mentioned in Pltffs
bill, - for the sum of \$550.00. Said Executors execu-
-ted to this Deft. a bond for the title to said ~~two~~ two
tracts or parcels of land, and this Deft. executed his notes
for the same, payable in two instalments. This Deft.
afterwards, at the earnest repeated solicitation of
Pltff. agreed to take him in as partner in the land,
so purchased, on the condition of his paying half
of the purchase money for the same. If he, Pltff.,
did not pay half the purchase money, then in that
case, he was only to share in the land, in proportion
to the amount he should actually pay; and this Deft.
was to have choice of ends. In the mean time, this Deft.
ascertained that the title bond which they had executed
did not cover both tracts of land, and he took it back
to them. They then lifted that title bond, and executed
another, covering the whole land sold to Deft. This Deft.,
in pursuance of the verbal agreement between
himself and Pltff., before recited, had the ^{last} bond made
to them ^{but the deeds were to be made separately to each} both jointly. Before this bond was made,
this Deft. had partly made the first payment for
said land. The first payment was all made with

with the exception of \$100. which was to be paid in a horse. Pltff. was to have made that payment. But he did not make it when payable, and not untill some time after it was payable. Finally however he did pay the horse. On the next installment Pltff paid only \$20.00. This Deft paid the ballance. So your Honor will see that the allegation in Pltffs bill, that Pltff had paid his proportion of said purchase money is untrue. Out of the whole amount, say \$550, Pltff only paid \$120.00, this Deft paying the ballance.

The agreement stated in Compls bill, in relation to the taxes on said land, was made between Deft and Pltff. But this Deft alleges that he kept his taxes for his alternate years, paid up, Compls statement is only partially true ~~in~~ in relation to getting John D. Sharp to dividing said land, Deft denies that he was the cause of the the failure of said attempt. Deft was always ready and willing to divide said land on the basis agreed on by them, - that is, in proportion to the amount paid by ~~each~~. He is still ready & willing to divide on that basis.

In the year 1854, ~~the tax on~~ one of these tracts of land ^{in the name of Francis McGuire, a former owner,} the 230 Acre tract, - was returned delinquent for the non payment of taxes and in the year 1855, was sold by the Sheriff of Lee at which sale this Deft was the purchaser, at open and public sale. Deft is unable to see in the transaction any fraud. He bought it fairly, openly, & legally, and paid for it. He got a deed ^{on the 20th July 1855,} from the ~~Sheriff~~ Clerk of Lee for said tract of land. Now the Pltff can torture this transaction into a fraud he is wholly unable to see. Deft did not know, untill the day of sale, that the land was returned delinquent. Pltff shortly afterwards was informed of the sale & purchase, and did not offer to pay any part of the purchase ^{money} paid by Deft. The Pltff also had the whole of both tracts in possession and recd

This Deft, having fully answered all the allegations of the Compls bill, or so much thereof as he is advised it is material to answer, and hereby expressly denying all not before denied or admitted, and reserving to himself

all just exceptions to said bill, on account of errors and imperfections therein, prays ~~to be leave~~ ~~that~~ after a decree shall have been entered for a partition of said lands to each, according to the proportion paid by each, that he be hence dis- mised with his costs by him expended, And he will ever pray V.C.

Sharp for Deft

Virginia Lee County to wit, -

This day came Elias Thompson before me, the undersigned Justice of ~~Lee~~ said County and made oath that the statements contained in the foregoing answer are true, to the best of his knowledge & belief. Given under my hand this 12th October 1860.

Thos Baylor J. P.

Elias Thompson
ads } answers
Henry Thompson

Henry Thompson
vs { Final decree }

Elias Thompson } This Cause come on again

to be heard on this day upon the papers formerly
the report of Commissioner West
read and was argued by Counsel and there being no
exceptions to said report the same is confirmed and
it appearing that said West Commissioner aforesaid
has executed and acknowledged deeds of conveyance
to the Peff & Sifts of & for the lands respectively assigned
them by the Commissioners heretofore appointed
to make partition of the lands in the bill mentioned
he the said West is ordered to deliver the deeds to the
parties respectively entitled to the same. And it is
further adjudged ordered and decreed that the
Peff recover from the Sift his costs by him in
this behalf expended. And this Cause is Stricken from
the docket.

Henry Thompson

vs { Final Decree

Elihu Thompson

April Term 1869

Enter this decree

John W. Johnston

April 1, 1869

Entered p 75+76.

H. J. Morgan DC

Henry Thompson }
vs } In Chancery
Elias Thompson }

This cause came on to be heard upon the papers formerly read, the report of Commissioners Butler, Dickinson & Lane and was argued by counsel: and there being no exceptions to said report the decree is in all things confirmed.

And it is ordered by the Court that J. Deekwith West who is hereby appointed a Commissioner for that purpose do execute conveyance in fee between the parties to this suit, agreeably to the report & plat of said commissioners, by deed with special warranty, and report his proceedings to the next term of this Court and this cause is continued.

Henry Thompson

as } Doene

Edwin Thompson
Entered Sept 1867

Entered this 18th day
of September 1867. Order
Book page 497.

H. J. Morgan Clk

Tentativus dione
L A C
Apr 18. 1867

ch 749

Henry Thompson
vs { Decease
Elias Thompson

This cause come on this 25th day of April 1866 to be heard upon Campbells Bill, Defts Answer, exhibits filed the Depositions of Witnesses and was argued by Counsel: Upon Consideration of all which, it is considered by the Court, that the Jeff & Deft, ^{under & by virtue of their purchase from} were seized of the two tracts of land in the Bill mentioned as joint tenants, and that the delinquency for the non payment of taxes on said land was occasioned by the fault of Deft Elias Thompson, and that the purchase made by him at the Sheriffs sale of the said land & the right derived under the Chas Deeds, accrued equally to the benefit of Campbell & Defendant, It is therefore adjudged ordered and decreed, that, Carr Bailey, Daniel S Dickinson and Michael B D Lorne who are appointed commissioners for that purpose do divide the land equally between Jeff & Deft having reference to quantity & quality, ^{at the date of their purchase} giving to each one the portion of said land upon which ^{he} resides, and that they make report to the next term of this Court until which time this cause is continued.

Herry Thompson

us } See over for
Partition

Elias Thompson
April Term 1866

Enter Page 427
of 428

Enter this decree
J. H.
April 28. 1866

1
The depositions of John D. Sharp and others
taken before me Richard M. Hamblen a Commis-
sioner in Chancery in the Circuit Court of Lee County
at the Clerks Office of the Circuit Court aforesaid
on the 17th day of November, 1860. pursuant to Notice
herewith filed. Intended to be read as evidence
on behalf of the Compt^r in a certain suit now
pending in Chancery in the Circuit Court of Lee
County Virginia. wherein Henry Thompson is
Compt^r and Elias Thompson is Defendant.
Daniel Thompson after being duly sworn depo-
ses and says.

Question by Jeff

State any thing you know or have
heard Elias Thompson the Compt^r in this cause state
in regard to the purchase of the tract of land
in the Bill mentioned by whom was it purchased
and how much did Jeff pay towards said purchase.

Answer by Wilney

I heard Elias Thompson say
that him and Henry Thompson bought the land
above referred to. from Abraham Crabbre & Robert
Wayne the executors of Job Crabbres Estate
and he said that Henry Thompson paid one
half and he the other half for said land he
Elias also stated that his half cost one hundred
twenty nine dollars and Henry's the same.
This conversation occurred five or six years
ago. I have heard him have several conversations
of the same purport at different times. & I
never heard Elias set up any other claim
to the land until after the sale of said
land for the nonpayment of the taxes and he
had obtained a deed from the Clerk.

Question by Some — State how long since the land was purchased from Crabtree's Execs., and who has been in possession of the same since the purchase.

Answer by Witness
from what Elias tells me it has been about 23 or 24 years, deponent further state that Henry has been in possession of the ~~west~~ end of the said land about 22 years residing upon it that I know of

Question by Some
State any thing you know of an agreement between Jeff & Left to divide this land: how was it to be divided and did they or not select any one (if so whom) to make a division of it between them.

Answer by Witness
I heard them agree to divide it. They agreed to divide it equally between them, and selected John D. Sharp to make said division.

Question by Some — State whether or not you ever heard the Title Bond from Crabtree's Execs. for the conveyance of this land read: if so to whom was the bond to be conveyed: and what has become of that title Bond.

Answer by Witness.
I have heard the title bond read it was a joint bond, to Henry & Elias. and that he has heard Elias say that it got burned up in his House.

Question by Some

State any thing you know about the land being sold for nonpayment of taxes: State whether or not you offered at the request of Jeff to pay to Left: Jeff's one half of the taxes for which said land was sold also what Elias said about it at that time

Answer by witness

William Garrett told me that the land was sold for back taxes, and that he had better tell Henry about it, and he did tell him some two weeks afterwards. Jeff gave me the money to pay to pay to Elias his half. He stated that the land was not sold for Henry's part of the taxes but for his own, he would not receive the money. Witness told him that it looked like there was some rascality about it. Elias stated he did not intend to do Henry if there was any dog about it it would be to dog Crabtree's heirs,

And further this deponent saith not.

Daniel ^{his} Thompson
mark

Andrew Bunnordine another witness of lawful age after being duly sworn deposes and says.

Question by Jeff

State if you know any thing about a title Bond from Job Crabtree's Executors to Elias & Henry Thompson: if you ever had said Bond in your possession: who gave it to you: if Elias gave it to you what did he say to you at the time

Answer by witness

I had in my possession a title bond from Job Crabtree's executors to Elias Thompson & Henry Thompson for a tract or tracts of land don't recollect which call the McQuire land. Elias Thompson handed it to me, and told me to take care of it and not let James Crabtree see it. I kept about six months and handed it back to him

I do not recollect the date of the bond though it has been about 18 years ago since I had it.

Question by some

Please state whether or not Henry Thompson then lived upon the same tract of land upon which he now lives

Answer by witness — He did

Question by some

Was it was the reason Elias did not want James Crockett to see the bond.

Answer by witness

He said that Crockett wanted to see whether he had placed Henry Thompson's name off of it or not.

And further this deponent saith not

Araban Braumgarner

Henry Morgan another witness being duly sworn deposes and says,

I was acting as deputy sheriff of Lee county at the time the land in the bill mentioned was sold for a mass of taxes, and as well as I now remember said said land, when Elias Thompson bid of the same for the amount of the tax and damages then due, and said Thompson paid me the said sum whatever it was; shortly after he wards Henry Thompson came to me, and proposed to pay his half of the taxes for which the land was sold, but I refused to receive the same from the fact that it had been paid by Elias;

I also drew the deed filed in this cause marked A for Henry Thompson, and when in writing the same I came to the consideration part, I asked him what he or they gave for the land, his reply as well as I now remember was that he did not recollect, I then told him that it

would make no sort of difference what sum was mentioned in the deed as the consideration, so it was a valuable one, and accordingly drew the deed as may be seen by a reference to the same as expressed in the consideration One hundred dollars, and further this deponent saith not,

H. Morgan

John D. Sharp, another witness of lawful age being first duly sworn, deposes & saith that several years ago, he was employed by Platt and Deft to survey the land on which they lived and now live. He, in pursuance thereof, did go there and partly survey the said land. They afterwards paid me for the said surveying in partnership.

He did not finish said surveying for the reason that he could not find a corner. He then stopped running. At the time I recollect that whilst Platt and Deft were surveying Platt and Deft were jockeying and contending about what each one of them had paid towards the land. Deft contended I made no division of the land. and further Deponent says not.

John D. Sharp

The further taking of these depositions is adjourned until Monday the 19th November 1860

R. M. Hamblen Comr.

Met pursuant to adjournment.

William S. Martin another witness being duly sworn deposes and says,

I was 20, 30, & 40 in Lee County for the years
184, 5, 6 & 7. Also Sheriff of the County for the
years 1852, 3, 4, 5 & 6, Henry Thompson & Elias
Thompson. paid me the taxes on the Land
Charged to Francis McGuire. Jointly. One
paying the taxes one Year & the Other
the next. I have heard them both say the
said Land belonged to them both. And further
this Dependent South West.

W. L. Martin

Lee County to wit:

I the undersigned Commissioner do
hereby certify that the foregoing depositions of
Daniel Thompson, Andrew Bumgardner, Henry
J. Morgan, John D. Sharp, and Williams
S. Martin was taken sworn and subscribed
before me at the place and for the purpose
as set forth in the Caption and adjournment.

Given under my hand this 19th day of December
1860.

R. M. Hamblin Comr.

Comp Fee for

4 hours employ @ 75¢ \$3.00

Henry Thompson

vs Depositions

Elias Thompson

filed the 17th Decr 1860

Virginia

In the Clerk's office Oct 10th 1867.

Henry Thompson

Plaintiff

vs

Elias Thompson

Defendant

In Chancery

To the Hon John A Campbell Judge of the circuit court
of Lee County

By a Decree pronounced in the above styled cause on
the 18th day of September 1867. The subscriber was appointed
a commissioner for the purpose and directed to execute
conveyances in fee between the parties to this suit agreeable to
the reports and plot of commissioners filed in this cause, by deed
with covenants of Special Warranty.

In conformity with the said Decree I on the 20th day of October
1867. Executed and acknowledged for record a deed conveying to
the plaintiff the legal title to that part of the land in the bill mentioned
designated in said plot and report by the figures 1, 2, 3, 4, 1. and
to the defendant Elias Thompson a like deed conveying him
the legal title to that part of said land designated in the said
plot and Report by figures 2, 3, 6, 5, 2, the former containing 240 acres
more or less, and the latter 170 more or less with covenants of Special
Warranty each of which deeds is made in conformity with
said Plot and Report, and the same are filed herewith as part
of this report All which is respectfully Submitted

H. Beckwith Clerk.

Oct 10th 1867

Henry Thompson

vs. } Comrs Report

Elias Thompson

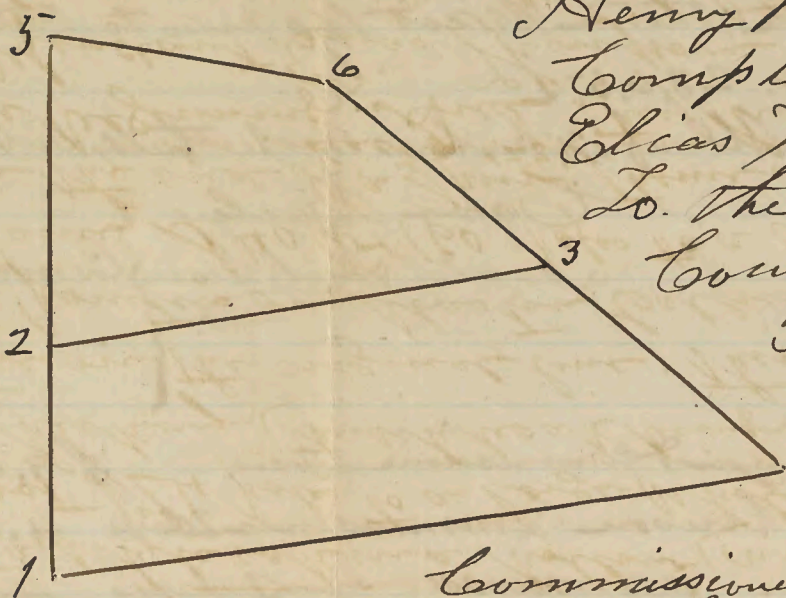
Filed Oct 10th 1867

Henry J Morgan & Co

Comrs Fee for two depositions \$5.00

No fee bill or charge

Ad 749



Henry Thompson
Complainant against
Elias Thompson, Deft.
To the honorable Circuit
Court of Lee County
Pursuant to Your
decree dated 25th

day of April 1866

The undersigned as

Commissioners appointed by said

decree for that purpose, have divided ^{the} land, ^{mentioned} in the bill
equally between the Complainant and Deft.
having reference to quantity and quality at
the date of their purchase, ~~the~~

Your Commissioners ascertained by Survey that
the two tracts in the bill mentioned contain 410
acres (see Fig 1, 5, 4, 4, 1). And they have given to
each ~~one~~ the portion of said land upon which
he resides. And they have given to the Complainant
Henry Thompson 240 acres, be the same or less.
which tract is bounded as follows: Beginning
at a white oak in a hollow (now down) Thence
East 124 poles to a large white oak, 2 dogwoods &
a hickory (the white oak being marked as a fire and aff
tree on the original line; Thence S. 7. E. 274 poles
to point on Maston Collier's line Thence the
same S 40 W 160 poles to a double Spanish oak
on the end of a spur. Thence N. 7. W. 350 poles to
the beginning. ^{being 1, 2, 3, 4, 1} And they have given to the
Defendant Elias Thompson 170 acres, be the
same more or less. which tract is bounded as
follows Beginning at a large white oak, 2 dogwoods
& a hickory the white oak ^{being} marked as a fire and aff tree

on the original line. Thence S. 7 E. 274 poles to
winters on Maston Colliers line & with the same
& Wynns line N 40 E 150 poles to a tripple poplar
on the side of a ridge. Thence N. 9 E. 140 poles to a
black oak & white oak; Thence West 160 poles to the
beginning. See Fig. 2, 3, 6, 5, 2

All of which is Respectfully Submitted

Carr Bailey }
Daniel S. Dickerson } Commrs.
M. B. D. Lane }

Carr Bailey Surveyor & Commissioners Fees.	\$ 9.00
Daniel S. Dickerson Commissioners 2 days	4.00
M. B. D. Lane Commissioners 2 days	4.00

Henry Thompson
Complainant
against
Elias Thompson Deft.
Division of the
Land Commissioners
Report

This deed made this 20th day of July — in the year 1858, between Henry J. Morgan Clerk of the County Court of Lee County, Virginia, of the one part, and Elias Thompson, of the County & State aforesaid of the other part, Witnesseth, that whereas a certain tract or parcel of land, lying & being in the County of Lee aforesaid, situate ^{at the head of the Long Hollow} in the Glades, East of the Town of Jonesville in said County of Lee, and charged on the land book of said County in the name of Francis McGuire, the owner thereof, containing 230 acres has been returned delinquent, pursuant to law in the name of said Francis McGuire, for the non payment of the taxes due thereon for the year 1854, which taxes together with the damages thereon chargeable by law upon the said tract or parcel of land amounts to the sum of Two Dollars & twenty cents, and the said tract or parcel of land, having been duly advertised according to law, ^{by the Sheriff of said County,} and the said taxes charged on the said tract or parcel of land not having been paid, on or before the day of sale fixed on according to law in said advertisement, or notification, was offered for sale by the said Sheriff at public auction, pursuant to law, before the front door of the Court House of said County, at the Court House on the 19th day of November 1855, for ready money, and the said tract or parcel of land, or so much thereof, as would be sufficient to satisfy the arrears of taxes aforesaid, due thereon, together with the Commission allowed to the Sheriff by law for his trouble in making sale of the same, being offered for sale, as aforesaid, and no person offering to pay the said arrearages of taxes & commission aforesaid, for a less quantity of land than the said Two hundred & thirty acres, the said Elias Thompson offered to pay the ~~said~~ sum of two dollars & twenty

Cents for the said entire tract, or parcel of land,
and the same was bid off to the said Elias Thompson
by the Sheriff at the price of two dollars & twenty cents,
as aforesaid. Now this deed further witnesseth that
the said Henry J. Morgan, Clerk, as aforesaid, for
and in consideration of the said sum of two dol-
lars & twenty cents, to the Sheriff in hand paid by
the said Elias Thompson, the receipt whereof is hereby
acknowledged, hath bargained, sold & conveyed to the
said Elias Thompson and his heirs forever the entire
tract, or parcel of land, with all its appurtenances
^{for description of said tract reference is hereby made to the Surveyor's report}
thereto belonging. And the said Henry J. Morgan
Clerk as aforesaid, by virtue of the authority vested
in him by law, doth convey hereby to said Elias
Thompson and his heirs, all the estate, right, title and
interest & claim, to the said tract or parcel of land
with its appurtenances aforesaid, which he is au-
thorised by law to convey, to have & to hold unto
to said Elias Thompson & his heirs forever.
In witness whereof the said Henry J. Morgan,
Clerk as aforesaid, hath hereunto subscribed
his name & affixed his seal the day & year afore-
said.

H. J. Morgan (seal)

Clerk of Lee County Court.

~~Lee County Clerk's Office July 24th~~

Virginia Lee County to Wit
J. Stephen S. Corbett a Justice in and
for the County of Lee in the State of Virginia
do certify that Henry J. Morgan whose
name is signed to the writing annexed
bearing date on the 20th day of July 1858
came personally before me and
acknowledged the said writing to be his
act and deed; Given under my hand 24th
July 1858 S. S. Corbett JP

Virginia At a Court of quarter Sessions begun and
held for Lee County at the Court house thereof
on Monday the 16th day of August 1838.

This Indenture of bargain and sale for land
between Henry J. Morgan Clerk of Lee County
of the one part and Elias Thompson of the other
part was admitted to record upon the
certified act of a Justice of this County,
Teste - H. J. Morgan C.C.

herewith filed marked (A)

Elias Thompson 170
from } Deed
H J Morgan blk

Recorded in Book No 13
Page 546

Tax and Recording Fee Paid

Sh 149

Recd of Henry Thompson 37 cts his part of
transfer of land from Wis May 7th 1860
E B Bales com^r

374
453
11.13
4.58
15.71

(51)

Mr Elias Thompson

sir you will please
take notice that on ~~the~~ saturday the 17th day of
November at the clerks office of the county
court of this county I will proceed to take the
depositions of John D. Sharp and others to be read
as evidence in my behalf on the trial of a certain
suit now pending in the circuit court of this county
in which suit I am complainant and you are
defendants and if said depositions should not
be complete upon that day we will adjourn
from time to time until the same shall be
complete. Respectfully yours

Octr 12th 1860

Henry Thompson

Lee County to wit.

This day Joseph Williams personally appeared before me the undersigned Commissioner in Chancery in the Circuit Court of Lee County and made oath that he delivered to Elias Thompson a true copy of the within notice on the 10th day of November 1860.

Given under my hand this 17th day of November 1860.

R. W. Hamilton Comr.

Elias Thompson
of Lee County

Elias Thompson

50
50
60
150
3.10

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY—GREETING:

WE COMMAND YOU TO SUMMON

Elias Thompson

to appear before the Judge of the Circuit Court for Lee County, at the Court House, in the Clerk's Office, at Rules
to be held on the first Monday in *August next* to answer *a bill*
in Chancery exhibited against him by Henry Thompson

And have then there this writ. Witness, RICHARD M. HAMBLIN, Clerk of our said Court, at the Court House,
this *24th* day of *June* 185*9*, in the *83rd* year of the Commonwealth.

R. M. Hamblin Clerk

Henry Thompson
 vs { Spain Chy
 Elias Thompson.

August Rule, 1837

June 29th 1859
 executed
 D Poter D S

~~C 11.58
 a 15.00
 S 17.50
 # 19.35~~

cho

The Commonwealth of Virginia,

or any Constable

TO THE SHERIFF OF LEE COUNTY—Greeting:

WE COMMAND YOU TO SUMMON

*John O. Sharp, & Andrew
Burgardner William S. Martin.*

Richard M. Hamblen Commissioner

to appear before the ~~Judge~~ of our Circuit Court of Lee County, at the Court-house, on the 17
day of *November 1860* to testify, and the truth to speak, on behalf of

Henry Thompson

in a certain matter of controversy depending in our said Court, between *said Thompson*

Plaintiff and

Elias Thompson

Defendant . And this ~~they~~ shall in no wise omit, under the penalty of twenty dollars.

And have then there this writ. *Witness, JOHN W. S. MORISON, Clerk of our said Court, at the Court-*
house, this 12 day of *November* 1860, in the 81 year of the Commonwealth.

R. M. Hamblen Commr.

Henry Thompson
to } Spec

Elias Thompson

17th Nov 1860

Summons Executed
on John d. O'Har
Andrew Oungorher
Yarr & Martin
November 15th 1860
G. G. Hickman C. L.